

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

MARK B. NIPPER, )  
Plaintiff, )  
v. )  
NANCY A. BERRYHILL, Acting Commissioner )  
of Social Security, )  
Defendant. )

) )  
)

**JUDGMENT IN A CIVIL CASE**

**CASE NO. 7:16-CV-330-D**

## **Decision by Court.**

This action came before this Court for ruling as follows.

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court adopts the conclusions in the M&R [D.E. 26]. Plaintiff's motion for judgment on the pleadings [D.E. 20] is GRANTED, defendant's motion for judgment on the pleadings [D.E. 23] is DENIED, and the action is REMANDED to the Commissioner under sentence four of 42 U.S.C. § 405(g).

**This Judgment Filed and Entered on December 22, 2017, and Copies To:**

George C. Piemonte (via CM/ECF electronic notification)  
Leah F. Golshani (via CM/ECF electronic notification)

DATE:  
December 22, 2017

PETER A. MOORE, JR., CLERK  
(By) /s/ Nicole Briggeman  
Deputy Clerk